

exempt the Trans-Alaska Pipeline System from environmental review; and cut funding for important conservation programs.

For these reasons, I oppose this conference report and urge my colleagues to oppose it as well.

The PRESIDING OFFICER. The Senator from Alaska.

Mr. STEVENS. I ask unanimous consent that following the remarks of the distinguished majority leader, the Senate proceed to vote on the adoption of the conference report with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The majority leader.

Mr. FRIST. Madam President, before we vote I will take a minute to outline the schedule. This will be the last vote prior to the Presidents Day recess. The Senate will be in session tomorrow. However, no rollcall votes will occur during Friday's session.

At the conclusion of Friday's business, we will adjourn until Monday, February 24, under the order. At noon on Monday, February 24, Senator CHAMBLISS will deliver George Washington's Farewell Address. Following the address, the Senate will resume consideration of the Estrada nomination. In addition, on February 24, we will consider S. 151, the Protect Act. Members should expect to vote on passage of that bill at approximately 5:30. I will notify all Members when the exact time is locked in.

I thank all Members for their cooperation during this busy period. Again, this will be the last vote before the recess. The vote will be conducted in a few minutes, and the Senate will be in session tomorrow.

Mr. STEVENS. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

Mr. REID. Madam President, will the majority leader yield for a question?

Mr. FRIST. Yes.

Mr. REID. Can Members be assured that there will be no vote prior to 5:30 on the Monday we come back?

Mr. FRIST. That assurance will be given.

The PRESIDING OFFICER. Is all time yielded back for debate on the conference report?

Mr. REID. Madam President, I ask that the time of the ranking member be yielded back.

Mr. STEVENS. I yield back all time.

The PRESIDING OFFICER. The question is on agreeing to the conference report. The yeas and nays have been ordered. The clerk will call the roll.

The legislative clerk called the roll.

Mr. FRIST. I announce that the Senator from Kentucky (Mr. McCONNELL) is necessarily absent.

Mr. REID. I announce that the Senator from Florida (Mr. GRAHAM), the Senator from Massachusetts (Mr. KERRY), and the Senator from Vermont (Mr. LEAHY) are necessarily absent.

I further announce that, if present and voting, the Senator from Massachusetts (Mr. KERRY) would vote "no".

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 76, nays 20, as follows:

[Rollcall Vote No. 34 Leg.]

YEAS—76

| | | |
|-----------|-------------|-------------|
| Akaka | DeWine | Mikulski |
| Alexander | Dole | Miller |
| Allard | Domenici | Murkowski |
| Allen | Dorgan | Murray |
| Baucus | Ensign | Nelson (FL) |
| Bayh | Enzi | Nelson (NE) |
| Bennett | Feinstein | Nickles |
| Biden | Frist | Reed |
| Bond | Graham (SC) | Roberts |
| Breaux | Grassley | Santorum |
| Brownback | Gregg | Schumer |
| Bunning | Hagel | Sessions |
| Burns | Harkin | Shelby |
| Byrd | Hatch | Smith |
| Campbell | Hollings | Snowe |
| Cantwell | Hutchinson | Specter |
| Carper | Inhofe | Stabenow |
| Chafee | Inouye | Stevens |
| Chambliss | Johnson | Sununu |
| Clinton | Kohl | Talent |
| Cochran | Kyl | Thomas |
| Coleman | Landrieu | Voinovich |
| Collins | Lincoln | Warner |
| Cornyn | Lott | Wyden |
| Craig | Lugar | |
| Crapo | McCain | |

NAYS—20

| | | |
|----------|------------|-------------|
| Bingaman | Durbin | Levin |
| Boxer | Edwards | Lieberman |
| Conrad | Feingold | Pryor |
| Corzine | Fitzgerald | Reid |
| Daschle | Jeffords | Rockefeller |
| Dayton | Kennedy | Sarbanes |
| Dodd | Lautenberg | |

NOT VOTING—4

| | |
|-------------|-----------|
| Graham (FL) | Leahy |
| Kerry | McConnell |

The conference report was agreed to.

Mr. FRIST. I move to reconsider the vote, and I move to lay that motion on the table.

The motion to lay on the table was agreed to.

MORNING BUSINESS

Mr. FRIST. Madam President, I ask unanimous consent that the Senate proceed to a period for morning business.

The PRESIDING OFFICER. Without objection, it is so ordered.

SALTONSTALL-KENNEDY GRANT PROGRAM AND CREATION OF THE ALASKA FISHERIES MARKETING BOARD

Mr. STEVENS. Madam President, the Saltonstall-Kennedy (S-K) Grant Program is a competitive program administered by the National Marine Fisheries Service of the National Oceanic and Atmospheric Administration, NOAA, Department of Commerce. The S-K program was established by the Saltonstall-Kennedy Act of 1954 to promote U.S. seafood products around the world and generally support our Nation's fisheries. For the first time in 1979, S-K receipts from import duties on fishery products were transferred to NOAA's base budget to fund an indus-

try/government partnership. However, without my amendment in fiscal year 2003 NOAA would transfer \$75 million to its base budget, leaving only \$220,000 for the original purposes of this program—promoting domestic seafood production. This provision ensures that a little less than 15 percent of those receipts transferred to NOAA will be used for their intended purpose—promoting domestic seafood from Alaska, home to half of the U.S. domestic seafood production.

This bill includes \$10 million from the S-K program to market Alaska seafood products and creates the Alaska Fisheries Marketing Board to administer these funds. This program will help develop and promote high-value fresh and fresh-frozen Alaskan seafood products, allowing Alaska fishermen to better compete in the global and domestic markets.

The Secretary of Commerce will appoint the members of the board and the executive director. In appointing members to the board, the Secretary shall fully consult with and seek recommendations from the Governor of Alaska. The membership should reflect the various aspects of seafood production, distribution, State oversight and the retail of Alaska seafood products. This would include three individuals with experience in harvesting Alaska seafood, two individuals with experience in fish processing, one individual from the Alaska transportation industry, one individual from the Alaska State legislature—preferably with experience on the State of Alaska's Salmon Task Force, one individual with experience in mass market food distribution, one individual with experience in mass market food retailing, one individual with experience in niche marketing of Alaska seafood products, and one individual recommended by the Alaska Seafood Marketing Institute.

The board will solicit grant proposals for marketing Alaska seafood from the public, review them, and fund those that will do the most to help reinvigorate struggling sectors of the Alaska seafood industry. These proposals can promote region-specific or species-specific marketing programs that do not undermine existing statewide "Alaska Seafood" marketing efforts.

The board may choose to promote the development of new processing technologies to insure the commercial viability of Alaska seafood and improve related transportation costs in delivering these products to market, and will work to improve the overall marketability of Alaska seafood.

I look forward to working with the Secretary of Commerce on establishing the Alaska Fisheries Marketing Board and helping the Alaska seafood industry get its message out to the world.

HAPPY 100TH ANNIVERSARY TO THE DEPARTMENT OF COMMERCE

Mr. HOLLINGS. Madam President, tomorrow the smallest of our Cabinet

agencies, the Department of Commerce, will celebrate the biggest of big anniversaries, and as the ranking member of the Commerce, Science and Transportation Committee, I rise to salute them on 100 years.

We have a whole list of their accomplishments, starting with the development of the Gross Domestic Product in the 1930s, the measure that gave us for the first time a true picture of our economy. Commerce houses the Census, the top statistical agency in the world. It is home to the Patent Office, which has witnessed an incredible amount of American history, issuing more than 6 million patents, be it to Orville and Wilbur Wright for a flying machine, or for the development of television, transistors, and computers.

In the last century, Commerce created the first atomic clock, fostered the development of public television; assisted more than half a million minority-owned businesses; and helped thousands of economically-distressed communities generate commercial development in every Senator's States. Having a hand in creating NOAA, I will always remember the last 100 years for the great advancements made in weather predicting and the saving of the gray whale and dolphin.

When Teddy Roosevelt wrote to this body a century ago, he asked us to create the Department for the "purpose of broadening our markets . . . and making firm our new position in the international industrial world." William Redfield, the first Secretary of Commerce, set a clear goal: "We are going out into the markets of the world to get our share."

This Senator knows that times change and situations change, but that for our long-term economic well being no words hold truer. We need our share to bring back jobs into this country. I wish the good people at Commerce a happy birthday. Most of all, I hope President Bush and Secretary Evans set their mark on the Department's next 100 years with trade policies that can truly build our economic potential in global markets.

RULES OF PROCEDURE OF THE SENATE RULES COMMITTEE

Mr. LOTT. Madam President, today the Committee on Rules and Administration approved the following rules for the committee. I ask that they be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

RULES OF PROCEDURE OF THE SENATE COMMITTEE ON RULES AND ADMINISTRATION (Adopted Feb. 13, 2003)

TITLE I—MEETINGS OF THE COMMITTEE

1. The regular meeting dates of the committee shall be the second and fourth Wednesdays of each month, at 9:30 a.m., in room SR-301, Russell Senate Office Building. Additional meetings may be called by the chairman as he may deem necessary or pursuant to the provisions of paragraph 3 of rule XXVI of the Standing Rules of the Senate.

2. Meetings of the committee, including meetings to conduct hearings, shall be open to the public, except that a meeting or series of meetings by the committee on the same subject for a period of no more than 14 calendar days may be closed to the public on a motion made and seconded to go into closed session to discuss only whether the matters enumerated in subparagraphs (A) through (F) would require the meeting to be closed followed immediately by a recorded vote in open session by a majority of the members of the committee when it is determined that the matters to be discussed or the testimony to be taken at such meeting or meetings—

(A) will disclose matters necessary to be kept secret in the interests of national defense or the confidential conduct of the foreign relations of the United States;

(B) will relate solely to matters of the committee staff personnel or internal staff management or procedure;

(C) will tend to charge an individual with crime or misconduct, to disgrace or injure the professional standing of an individual, or otherwise to expose an individual to public contempt or obloquy, or will represent a clearly unwarranted invasion of the privacy of an individual;

(D) will disclose the identity of any informer or law enforcement agent or will disclose any information relating to the investigation or prosecution of a criminal offense that is required to be kept secret in the interests of effective law enforcement;

(E) will disclose information relating to the trade secrets or financial or commercial information pertaining specifically to a given person if—

(1) an Act of Congress requires the information to be kept confidential by Government officers and employees; or

(2) the information has been obtained by the Government on a confidential basis, other than through an application by such person for a specific Government financial or other benefit, and is required to be kept secret in order to prevent undue injury to the competitive position of such person; or

(F) may divulge matters required to be kept confidential under the provisions of law or Government regulations. (Paragraph 5(b) of rule XXVI of the Standing Rules.)

3. Written notices of committee meetings will normally be sent by the committee's staff director to all members of the committee at least a week in advance. In addition, the committee staff will telephone reminders of committee meetings to all members of the committee or to the appropriate staff assistants in their offices.

4. A copy of the committee's intended agenda enumerating separate items of legislative business and committee business will normally be sent to all members of the committee by the staff director at least 1 day in advance of all meetings. This does not preclude any member of the committee from raising appropriate non-agenda topics.

5. Any witness who is to appear before the committee in any hearing shall file with the clerk of the committee at least 3 business days before the date of his or her appearance, a written statement of his or her proposed testimony and an executive summary thereof, in such form as the chairman may direct, unless the Chairman and the Ranking Minority Member waive such requirement for good cause.

TITLE II—QUORUMS

1. Pursuant to paragraph 7(a)(1) of rule XXVI of the Standing Rules, a majority of the members of the committee shall constitute a quorum for the reporting of legislative measures.

2. Pursuant to paragraph 7(a)(1) of rule XXVI of the Standing Rules, one-third of the

members of the committee shall constitute a quorum for the transaction of business, including action on amendments to measures prior to voting to report the measure to the Senate.

3. Pursuant to paragraph 7(a)(2) of rule XXVI of the Standing Rules, 2 members of the committee shall constitute a quorum for the purpose of taking testimony under oath and 1 member of the committee shall constitute a quorum for the purpose of taking testimony not under oath; provided, however, that in either instance, once a quorum is established, any one member can continue to take such testimony.

4. Under no circumstances may proxies be considered for the establishment of a quorum.

TITLE III—VOTING

1. Voting in the committee on any issue will normally be by voice vote.

2. If a third of the members present so demand, a record vote will be taken on any question by roll call.

3. The results of roll call votes taken in any meeting upon any measure, or any amendment thereto, shall be stated in the committee report on that measure unless previously announced by the committee, and such report or announcement shall include a tabulation of the votes cast in favor of and the votes cast in opposition to each such measure and amendment by each member of the committee. (Paragraph 7(b) and (c) of rule XXVI of the Standing Rules.)

4. Proxy voting shall be allowed on all measures and matters before the committee. However, the vote of the committee to report a measure or matter shall require the concurrence of a majority of the members of the committee who are physically present at the time of the vote. Proxies will be allowed in such cases solely for the purpose of recording a member's position on the question and then only in those instances when the absentee committee member has been informed of the question and has affirmatively requested that he be recorded. (Paragraph 7(a) (3) of rule XXVI of the Standing Rules.)

TITLE IV—DELEGATION OF AUTHORITY TO COMMITTEE CHAIRMAN

1. The Chairman is authorized to sign himself or by delegation all necessary vouchers and routine papers for which the committee's approval is required and to decide in the committee's behalf all routine business.

2. The Chairman is authorized to engage commercial reporters for the preparation of transcripts of committee meetings and hearings.

3. The Chairman is authorized to issue, in behalf of the committee, regulations normally promulgated by the committee at the beginning of each session.

TITLE V—DELEGATION OF AUTHORITY TO COMMITTEE CHAIRMAN AND RANKING MINORITY MEMBER

The Chairman and Ranking Minority Member, acting jointly, are authorized to approve on behalf of the committee any rule or regulation for which the committee's approval is required, provided advance notice of their intention to do so is given to members of the committee.

RULES OF THE COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. GREGG. Madam President, pursuant to the requirements of paragraph 2 of Senate rule XXVI, I ask unanimous consent to have printed in the RECORD the rules of the Committee on Health, Education, Labor, and Pensions for the